I WENT TO THE FOLLOWING WEBSITE https://www.lacourt.org/casesummary/ui/

AND I ENTERED THE FOLLOWING CASE NUMBER 24 C H L C 44199

ONE OF THE ENTRIES FOR THIS CASE NUMBER READS AS FOLLOWS

"11/14/2024 Order to Show Cause Re: Failure to File Proof of Service and Failure to File Default Judgment Pursuant to CRC 3.740 scheduled for 11/19/2025 at 08:30 AM in Chatsworth Courthouse at Department F41"

MY UNDERSTANDING IS THAT THE PLAINTIFF DID NOT EVER ENTER A OR FILE A DEFAULT JUDGMENT FOR THIS CASE. IF THIS IS TRUE WHAT CAN I DO AT THIS POINT

Found 12 results

Based on the court docket entry you provided and the rules governing collections cases in California, here's your current legal position and recommended actions:

Key Facts from Your Case

1. The **Order to Show Cause (OSC) hearing** on **11/19/2025** was issued because:
    - The plaintiff (**American Express National Bank**) failed to:
        - File **proof of service** (confirming you were properly served with the lawsuit) 211.
        - Obtain a **default judgment** within **360 days** of filing the complaint, as required under **CRC 3.740(f)** for collections cases 2.
2. **No default judgment has been entered** against you (confirmed by the docket entry).

Your Options Now

Since the plaintiff has not complied with procedural requirements, you have several strategic options:

1. File a Motion to Dismiss the Case

- **Grounds:** The plaintiff failed to:
    - Serve you properly *and* file proof of service within **180 days** (per CRC 3.740(d)) [2].
    - Obtain a default judgment within **360 days** (per CRC 3.740(f)) [2].
- **Action:** File a **Motion to Dismiss** (using form PLD-050) arguing the plaintiff's noncompliance warrants dismissal. Cite **CRC 3.740(e)-(f)** and emphasize the OSC hearing itself confirms their failure [211].

2. Attend the OSC Hearing and Argue for Dismissal

- **Purpose:** The hearing is for the *plaintiff* to explain why sanctions or dismissal should not apply due to their noncompliance. You can:
    - Argue the case should be **dismissed with prejudice** (cannot be refiled) due to the plaintiff's procedural failures [2].
    - Present evidence (e.g., lack of service documents in the docket) to support dismissal.
- **Prepare:** Bring a copy of the docket showing no proof of service or default judgment.

3. Challenge Service of Process (If Applicable)

- If you were **never properly served** with the summons/complaint:
    - File a **Motion to Quash Service** (form G-124) to void the case entirely [11].
    - Note: This must be done *before* filing an Answer or other response.

4. File an Answer to Prevent Future Default

- Even though the plaintiff missed deadlines, you can still file an **Answer** (form PLD-C-010) to:
    - Deny the debt claims.
    - Assert defenses (e.g., lack of privity with American Express, statute of limitations) [11].
- **Deadline:** File ASAP to avoid the plaintiff reviving the case.

5. Negotiate a Settlement (If Desired)

- If you want to resolve the matter without court, contact the plaintiff's attorney to:
    - Request dismissal in exchange for a partial payment (if applicable).
    - Get any agreement in writing and filed with the court.

Critical Next Steps

1. **Verify Service Status**
    - Check the docket again for a **Proof of Service** filing. If none exists, the case is vulnerable to dismissal [211].
2. **Act Before the OSC Hearing**
    - Filing a **Motion to Dismiss** or **Answer** before the hearing strengthens your position.

3. **Consult Free Legal Help**
    - Contact the **LA Court Self-Help Center** (www.lacourt.org) or **Legal Aid Foundation of LA** (lafla.org) for assistance with forms and strategy [35].

Why This Matters

- The plaintiff's failure to meet deadlines under **CRC 3.740** gives you leverage to dismiss the case [2].
- If you do nothing, the plaintiff *could* still rectify their errors (e.g., by filing proof of service late and seeking a default judgment). Proactive steps protect your rights.

Action Plan:

- File a **Motion to Dismiss** *or* an **Answer** immediately.
- Attend the **11/19/2025 hearing** to demand dismissal.
- Document all communications with the court and plaintiff